IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Adoline et al.

TITLE : DAMPENED COMPRESSION

SPRING ROD

APPLICATION NO. : 10/820,280

FILED : April 8, 2004

CONFIRMATION NO. : 8603

EXAMINER : Mariano O. Soy

ART UNIT : 3683

LAST OFFICE ACTION : October 2, 200/

ATTORNEY DOCKET NO. : BGEE 2 00017

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **October 2, 2008** finally rejecting claims 1-32, 49-62, 72-76, and 84-96. An After Final Amendment and Response to Examiner's Action was filed December 22, 2008. The items checked below are appropriate:

1. STATUS OF APPLICANT

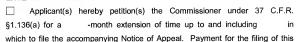
This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

other than a small entity \$540

3 FXTENSION OF TERM



Notice of Appeal and any appropriate extension of time fees are authorized to be charged to a Credit Card via EFS-Web. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. <u>06-0308</u>. If there are any additional fees required by this communication, please charge same to Deposit Account No. <u>06-0308</u>.

4. TOTAL FEES DUE

The total fee due is:

Notice of Appeal Fee:

\$540

Extension of Time Fee:

TOTAL

\$540

5. METHOD OF PAYMENT

The fees indicated above are authorized to be charged to a credit card.

Respectfully submitted
Fay Sharpe LLP

December 23, 2008 Date

Brian E. Turung, Reg. Nø. 35,394 The Halle Building, 5th Floor 1228 Euclid Avepde Cleveland, Ohio 44115-1843 216,363,9000

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being	
	Postal Service as First Class Mail, addressed for Patents, P.O. Box 1450, Alexandria, VA below.
transmitted to the USPTO by date indicated below.	electronic transmission via EFS-Web on the
Express Mail Label No.:	Signature: aline Machaele
Date: December 23, 2008	Name: Adeline Machado